

Oral Argument Calendar

United States Court of Appeals for the Sixth Circuit

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Tuesday, June 17, 2014

403 - 4th Floor Courtroom, 9:00 A.M.

Before: **Siler, Gilman, Gibbons**

13-2605 American Copper & Brass, Inc. v. Lake City Industrial Products, et al.

[1:09-cv-01162](#)

Western District of Michigan at Grand Rapids

G. Quist

Defendants appeal the summary judgment for the plaintiff class in this action under the Telephone Consumer Protection Act. (15 Minutes Per Side)

13-4207 Michael Mirando v. U.S. Department of Treasury

[1:13-cv-00233](#)

Northern District of Ohio at Cleveland

J. Gwin

Plaintiff appeals the summary judgment for defendant in this action seeking a refund of taxes paid to the Internal Revenue Service (15 Minutes Per Side)

13-1050 Bahaa Iswed v. Patricia Caruso, et al.

[1:08-cv-01118](#)

Western District of Michigan at Grand Rapids

E. Carmody

P. Maloney

Plaintiff appeals the district courts post-trial judgment on the issue of qualified immunity in this civil-rights action filed under 42 U.S.C. Section 1983. (15 Minutes Per Side)

11-6380 Deidre Clark v. USA

[6:10-cv-7128](#)

Eastern District of Kentucky at London

D. Reeves

Petitioner appeals the district court's denial of her motion to amend her motion to vacate, set aside, or correct sentence under 28 U.S.C. Section 2255. (15 Minutes Per Side)

12-6170 USA v. Darmus Dalton

[6:12-cr-00001-1](#)

Eastern District of Kentucky at London

A. Thapar

Defendant appeals his jury conviction and sentence for conspiracy to distribute and to possess with intent to distribute oxycodone. (To Be Submitted On Briefs)

13-4060 Sebastian De Leon-Reynoso v. Eric Holder, Jr.

[a089-084-670](#)

Board of Immigration Appeals

Petitioner seeks review of a decision of the BIA that denies asylum, withholding of removal, and protection under the Convention Against Torture. (To Be Submitted On Briefs)

Tuesday, June 17, 2014

607 - 6th Floor West Courtroom, 9:00 A.M.

Before: **Keith, Clay, McKeague**

13-5870 Perry March v. Gerald McAllister[3:12-cv-00272](#)

Middle District of Tennessee at Nashville

K. Sharp

Petitioner appeals the district courts denial of his petition for a writ of habeas corpus. (15 Minutes Per Side)

13-1928 USA v. Castle Jackson[4:11-cr-20430-1](#)

Eastern District of Michigan at Flint

M. Goldsmith

M. Hluchaniuk

Defendant appeals the judgment of conviction and sentence on a jury verdict for being a felon in possession of a firearm. (15 Minutes Per Side)

13-3832 IMG Worldwide, Inc., et al. v. Westchester Fire Insurance Co[1:11-cv-01594](#)

Northern District of Ohio at Cleveland

D. Nugent

13-3837 IMG Worldwide, Inc., et al. v. Westchester Fire Insurance Co[1:11-cv-01594](#)

Northern District of Ohio at Cleveland

D. Nugent

Defendants appeal and plaintiffs cross-appeal the jury verdict and judgment for plaintiffs on their claim for breach of contract for defendant's failure to indemnify them in a lawsuit. (15 Minutes for Plaintiffs; 15 Minutes to be Shared by the Defendant and the Intervenor)

14-5060 USA v. Preston Coleman[2:09-cr-20476-2](#)

Western District of Tennessee at Memphis

J. McCalla

Defendant appeals the revocation of his term of supervised release. (To Be Submitted On Briefs)

13-2430 MI Spine And Brain Surgeons v. State Farm Mutual Auto Ins Co[2:12-cv-11329](#)

Eastern District of Michigan at Detroit

S. Cox

Plaintiff appeals the dismissal of its claim under the Medicare Secondary Payor Act seeking to recoup for Medicare funds that it received as a conditional payment under the act. (15 Minutes Per Side)

13-6433 Pat Chandler v. Regions Bank[3:12-cv-00767](#)

Middle District of Tennessee at Nashville

T. Campbell

Plaintiff appeals the summary judgment for defendant in this Title VII action alleging employment discrimination and retaliation. (To Be Submitted on Briefs)

Tuesday, June 17, 2014

636 - 6th Floor East Courtroom, 9:00 A.M.

Before: **Boggs, Cole, Stranch****13-3859 USA v. Delmar Barclay**[5:13-cr-00003-1](#) Northern District of Ohio at Akron

J. Gwin

Defendant appeals his conviction and sentence following his guilty plea to being a felon in possession of a firearm. (15 Minutes Per Side)

13-2392 William Elias, et al. v. FHLMC[5:13-cv-10387](#) Eastern District of Michigan at Ann Arbor

J. O'Meara

Plaintiffs appeal the dismissal of their action challenging their placement on Freddie Mac's Exclusionary List under federal and state antitrust law and other state law grounds. (15 Minutes Per Side)

12-6100 USA v. Emilio Rivas[2:09-cr-20468-1](#) Western District of Tennessee at Memphis

S. Anderson

Defendant appeals his conviction, upon a guilty plea, and sentence for conspiracy to possess with intent to distribute marijuana and possession with intent to distribute marijuana. (15 Minutes Per Side)

13-1981 Shelly Olson v. Merrill Lynch Credit Corporat, et al.[2:12-cv-13442](#) Eastern District of Michigan at Detroit

M. Majzoub

S. Cox

Plaintiff appeals the dismissal of her action challenging a residential mortgage foreclosure. (To Be Submitted On Briefs)

13-2182 Maurice Gholston v. Wayne Cnty Airport Authority, et al.[2:12-cv-11074](#) Eastern District of Michigan at Detroit

A. Cohn

In this civil-rights excess force action, the individual defendants appeal the denial of summary judgment on grounds of qualified immunity and the denial of their motion for reconsideration. (To Be Submitted On Briefs)

13-3704 Mikhail Nifadev v. Eric Holder, Jr.

a098 134 930 - cle Board of Immigration Appeals

13-4222 Mikhail Nifadev v. Eric Holder, Jr.

a098 134 930 - cle Board of Immigration Appeals

Petitioner seeks review of a decision of the BIA that denies asylum, withholding of removal, and protection under the Convention Against Torture. (To Be Submitted On Briefs)

13-1776 Gerald Lord v. Eric Holder, Jr.[2:12-cv-15059](#) Eastern District of Michigan at Detroit

S. Cox

Plaintiff appeals the summary judgment based on the failure to exhaust administrative remedies in this employment discrimination action alleging violation of the Rehabilitation Act and discriminatory retaliation. (To Be Submitted On Briefs)

Tuesday, June 17, 2014

403 - 4th Floor Courtroom, 3:00 P.M.

Before: **Boggs, Siler, Sutton**

13-3934 Warren Henness v. Margaret Bagley

2:01-cv-00043

Southern District of Ohio at Columbus

M. Merz

Petitioner appeals the district court's denial of his motion for relief from judgment in this death penalty case in which petitioner alleges that his post-conviction counsel was ineffective. (30 Minutes Per Side)

Wednesday, June 18, 2014

403 - 4th Floor Courtroom, 9:00 A.M.

Before: **Siler, Gilman, Gibbons**

13-3844 USA v. Isaac Green, Jr.**4:12-cr-00370-1** Northern District of Ohio at Youngstown S. Lioi

Defendant appeals his conviction by a jury and sentence for possession of an unregistered firearm, being a felon in possession of firearms and ammunition, and possession of counterfeit obligations. (15 Minutes Per Side)

13-3838 Arthur Lavin, et al. v. Jon Husted**1:10-cv-01986** Northern District of Ohio at Cleveland D. Nugent

Plaintiffs appeal the attorney fees award in this action challenging an Ohio statute that makes it a crime for state attorney general or county prosecutor candidates to accept campaign contributions from Medicaid providers or any person with an ownership interest in a Medicaid provider. (15 Minutes Per Side)

13-3887 Richard Rose v. State Farm Fire & Casualty Co**2:10-cv-00874** Southern District of Ohio at Columbus G. Smith
N. King

Plaintiff appeals the summary judgment for defendants in this diversity action arising from State Farm's denial of insurance benefits following a fire at plaintiff's property. (15 Minutes Per Side)

13-3357 Thomas Killion, et al. v. KeHE Distributors**3:12-cv-00470** Northern District of Ohio at Toledo J. Zouhary**13-4340 Thomas Killion, et al. v. KeHE Distributors****3:12-cv-00470** Northern District of Ohio at Toledo J. Zouhary

Plaintiffs appeal a district court order denying reconsideration of its decision concluding that the plaintiffs could waive their rights to bring a collective action under the Fair Labor Standards Act of 1939, 29 U.S.C. Section 201 et seq and the summary judgment for defendant in this action alleging that defendant wrongfully denied overtime pay to current and former sales representatives. (15 Minutes Per Side)

13-3114 Michael Goza v. Robert Welch**1:10-cv-00675** Northern District of Ohio at Cleveland B. Pearson

Petitioner appeals the judgment of the district court denying his petition for a writ of habeas corpus filed pursuant to 28 U.S.C. Section 2254. (15 Minutes Per Side)

14-3102 Nancy McLaughlin v. CNX Gas Company, LLC**5:13-cv-01502** Northern District of Ohio at Akron J. Adams

Plaintiff appeals the judgment for defendant on her complaint seeking a declaration that certain mineral rights were abandoned under Ohio's Dormant Mineral Act and therefore merged with her surface rights. (To Be Submitted On Briefs)

13-5394 USA v. Toby Bequette**1:11-cr-10049-1** Western District of Tennessee at Jackson J. Breen

Defendant appeals his conviction and sentence following his guilty plea to being a convicted felon in possession of a firearm. (To Be Submitted On Briefs)

Wednesday, June 18, 2014

607 - 6th Floor West Courtroom, 9:00 A.M.

Before: **Keith, Clay, McKeague**

13-4404 Plymouth Park Tax Services, LL v. Michael Bowers, et al.

[12-51549](#)

Northern District of Ohio at Akron

M. Shea-Stonum

Plymouth Park Tax Services, LLC appeals the order of the bankruptcy appellate panel sustaining in part debtors' objection to its claim and overruling in part Plymouth's objection to confirmation of debtors' chapter 13 plan. (15 Minutes Per Side)

12-5958 USA v. Michael Leman

[7:10-cr-00010-1](#)

Eastern District of Kentucky at Pikeville

G. Van Tatenhove

13-6092 USA v. Michael Leman

[7:10-cr-00010-1](#)

Eastern District of Kentucky at Pikeville

G. Van Tatenhove

Defendant appeals his conviction, upon a jury verdict, and sentence for conspiracies to distribute oxycodone and methadone and to commit money laundering and the denial of his post-judgment motion for judgment of acquittal. (15 Minutes Per Side)

12-1635 Innovation Ventures, LLC v. N2G Distributing, Inc., et al.

[2:08-cv-10983](#)

Eastern District of Michigan at Detroit

P. Borman

In this trademark infringement action tried to a jury, defendants appeal the denial of their motion for a new trial and the grant of permanent injunctive relief to the plaintiff. (15 Minutes Per Side)

13-1817 Innovation Ventures, LLC v. N2G Distributing, Inc., et al.

[2:08-cv-10983](#)

Eastern District of Michigan at Detroit

P. Borman

In this trademark infringement action, the defendants appeal the post-judgment order finding them in contempt of a permanent injunction. (15 Minutes Per Side)

13-6363 Winston Garner v. The City of Memphis, et al.

[2:12-cv-02152](#)

Western District of Tennessee at Memphis

S. Mays

Plaintiff appeals the dismissal of his civil rights suit for failure to state a claim. (To Be Submitted on Briefs)

12-6516 USA v. Mario Hampton

[2:08-cr-20280-1](#)

Western District of Tennessee at Memphis

S. Mays

Defendant appeals his conviction and sentence following his guilty plea to being a felon in possession of a firearm. (To Be Submitted On Briefs)

Wednesday, June 18, 2014

636 - 6th Floor East Courtroom, 9:00 A.M.

Before: **Boggs, Cole, Stranch**

13-2360 Christine Warren v. Prison Health Services, Inc., et al.[2:12-cv-00013](#)

Western District of Michigan at Marquette

R. Bell

Plaintiff appeals the summary judgment for defendants in this prisoner civil rights and medical malpractice action. (15 Minutes for Plaintiff; 15 Minutes to be Shared by Defendants)

12-5980 Ronnell Leberry v. John Howerton[3:10-cv-00624](#)

Middle District of Tennessee at Nashville

K. Sharp

Petitioner appeals the district court's judgment denying his petition for a writ of habeas corpus, filed under 28 U.S.C. Section 2254. (15 Minutes Per Side)

13-1164 USA v. Babubhai Patel[2:11-cr-20468-1](#)

Eastern District of Michigan at Detroit

A. Tarnow

M. Majzoub

13-1173 USA v. Brijesh Rawal[2:11-cr-20468-6](#)

Eastern District of Michigan at Detroit

A. Tarnow

M. Majzoub

13-1182 USA v. Komal Acharya[2:11-cr-20468-24](#)

Eastern District of Michigan at Detroit

A. Tarnow

M. Majzoub

13-1215 USA v. Viral Thaker[2:11-cr-20468-9](#)

Eastern District of Michigan at Detroit

A. Tarnow

M. Majzoub

13-1216 USA v. Lokesh Tayal[2:11-cr-20468-12](#)

Eastern District of Michigan at Detroit

A. Tarnow

M. Majzoub

Defendants appeal their jury convictions and sentences for charges involving health care fraud and controlled substances. (30 Minutes to be Shared by Defendants; 30 Minutes for Plaintiff)

13-1865 Sammy Maiyo v. USA[1:10-cv-00000](#)

Western District of Michigan at Grand Rapids

P. Maloney

Petitioner appeals the district court's denial of his petition for a writ of coram nobis. (To Be Submitted On Briefs)

13-6448 Libby Silas v. Target Corporation[2:12-cv-02779](#)

Western District of Tennessee at Memphis

D. Vescovo

Plaintiff appeals the summary judgment for defendant in this civil diversity case for negligence. (To Be Submitted On Briefs)

Wednesday, June 18, 2014

EnBanc

403 - 4th Floor Courtroom, 1:30 P.M.

12-2074 Todd Rochow, et al. v. Life Ins. Co. of North America

2:04-cv-73628

Eastern District of Michigan at Detroit

A. Tarnow

R. Whalen

In this ERISA action challenging the denial of long-term disability benefits, defendant appeals the judgment granting an equitable accounting and disgorgement. (20 Minutes Per Side)

Wednesday, June 18, 2014

EnBanc

403 - 4th Floor Courtroom, 1:30 P.M.

12-4481 USA v. Christopher Mateen

2:12-cr-00041-1 Southern District of Ohio at Columbus

E. Sargus

The government appeals the sentence imposed following defendant's guilty plea to possession of child pornography in interstate commerce. (20 Minutes Per Side)

Thursday, June 19, 2014

403 - 4th Floor Courtroom, 9:00 A.M.

Before: **Siler, Clay, Gibbons**

13-6348 IL Central Railroad Co. v. Tennessee Dept of Revenue, et al.[3:10-cv-00197](#)

Middle District of Tennessee at Nashville

K. Sharp

Defendants appeal the judgment for plaintiff in this civil action under the Railroad Revitalization and Regulatory Reform Act regarding whether a state tax assessment is discriminatory. (15 Minutes Per Side).

13-3712 Central Ohio Coal Company v. DOWCP, et al.

12-0285-bla

Benefits Review Board

Central Ohio Coal Co. petitions for review from a decision of the Benefits Review Board affirming the award of Black Lung Benefits to claimant. (15 Minutes for Petitioner; 15 Minutes to be Shared by Respondents)

13-5772 USA v. Carl Moore[1:12-cr-00007-1](#)

Eastern District of Tennessee of Chattanooga

C. Collier

S. Lee

13-5864 USA v. Carl Moore[1:12-cr-00007-1](#)

Eastern District of Tennessee of Chattanooga

C. Collier

S. Lee

Defendant appeals and the government cross-appeals the judgment entered following a jury verdict finding him guilty of possession with intent to distribute marijuana, and possession of a firearm in furtherance of a drug trafficking crime. (15 Minutes Per Side)

13-6434 Charles Hollis, Jr., et al. v. Chestnut Bend Homeowners Assn[3:12-cv-00137](#)

Middle District of Tennessee at Nashville

A. Trauger

Plaintiffs appeal the summary judgment for defendants in this civil action under the Fair Housing Act. (15 Minutes Per Side).

13-3872 USA v. Paul Musgrave[3:11-cr-00183-1](#)

Southern District of Ohio at Dayton

T. Black

The government appeals and the defendant cross-appeals from the judgment entered following defendant's jury conviction for conspiracy to commit wire fraud, bank fraud, and submission of false loan applications; bank fraud; and two counts of wire fraud. (15 Minutes Per Side)

13-6347 Girl Scouts Of Middle TN, Inc v. Girl Scouts of the U.S.A.[3:12-cv-00575](#)

Middle District of Tennessee at Nashville

J. Nixon

Plaintiff appeals the dismissal of their diversity suit alleging common law federal and state claims for breach of contract and breach of fiduciary duty in the administration of a retirement plan covered by the Employee Retirement and Income Security Act. (15 Minutes Per Side).

13-6125 USA v. Christopher Eaton[1:12-cr-00011-1](#)

Western District of Kentucky at Bowling Green

J. McKinley

Defendant appeals his jury conviction and sentence for witness tampering. (15 Minutes Per Side)

Thursday, June 19, 2014

607 - 6th Floor West Courtroom, 9:00 A.M.

Before: **Batchelder, Keith, Stranch**

13-6574 Dede Stratton v. Portfolio Recovery Associatio[5:13-cv-00147](#)

Eastern District of Kentucky at Lexington

D. Reeves

Plaintiff appeals the dismissal of her complaint, alleging a violation of the Fair Debt Collection Practices Act based arising from the debt collector seeking interest following charge-off, for failure to state a claim upon which relief can be granted. (15 Minutes Per Side).

12-2468 USA v. Enrique Amaya[2:10-cr-20338-2](#)

Eastern District of Michigan at Detroit

M. Randon

P. Borman

Defendant appeals his jury conviction and sentence for conspiracy to travel in interstate commerce with intent to murder, conspiracy to possess with intent to distribute cocaine, and use of a firearm during and in furtherance of a crime of violence or drug trafficking offense resulting in death. (15 Minutes Per Side)

13-2225 Melissa Downey, et al. v. Fed National Mortgage Assn[4:12-cv-14840](#)

Eastern District of Michigan at Flint

G. Drain

Plaintiffs appeal the dismissal of their action challenging a residential mortgage foreclosure under state law. (15 Minutes Per Side)

13-2376 Whitehouse Condo Group, LLC v. Cincinnati Insurance Company[4:12-cv-14924](#)

Eastern District of Michigan at Flint

G. Drain

Defendant appeals the summary judgment for the plaintiff in this diversity breach of contract action. (To Be Submitted On Briefs)

13-4029 Bradley Burdue v. FAA

dart710615gl

Federal Aviation Administration

Petitioner seeks review of a ruling by the Federal Aviation Administration terminating his designation as an Airworthiness Representative, Maintenance. (To Be Submitted on Briefs)

14-1058 USA v. Jeffrey Redmond[1:09-cr-00246-1](#)

Western District of Michigan at Grand Rapids

R. Bell

Defendant appeals the sentence imposed on the revocation of his term of supervised release. (To Be Submitted On Briefs)

Thursday, June 19, 2014

636 - 6th Floor East Courtroom, 9:00 A.M.

Before: **Boggs, Cole, McKeague**

10-6131 William Canada, Jr. v. American Airlines, Inc. Pilot, et al.**3:09-cv-127**

Middle District of Tennessee at Nashville

A. Trauger

Plaintiff appeals the summary judgment for defendants in this civil action concerning ERISA's impact on an airline pilot's retirement benefits after enactment of the Fair Treatment of Experienced Pilots Act. (15 Minutes Per Side)

13-2033 Robert King v. Wade McCree, et al.**2:13-cv-10567**

Eastern District of Michigan at Detroit

A. Cohn

Plaintiff appeals the dismissal of his claims against defendants in this civil action alleging Fifth and Fourteenth Amendment violations. (15 Minutes Per Side)

12-2223 Joseph Stines v. USA**2:04-cv-74075**

Eastern District of Michigan at Detroit

P. Borman

Petitioner appeals from the district court's judgment denying his motion to vacate, set aside, or correct his sentence pursuant to 28 U.S.C. Section 2255. (15 Minutes Per Side)

13-1923 USA v. Janise Henry**2:12-cr-20407-9**

Eastern District of Michigan at Detroit

B. Friedman

D. Whalin

Defendant appeals her jury conviction and sentence for conspiracy to possess with intent to distribute and to distribute controlled substances and unlawful use of communication facility. (To Be Submitted On Briefs)

12-2546 USA v. Malcolm Garrett, Jr.**2:09-cr-20123-001** Eastern District of Michigan at Detroit

J. Cook

Defendant appeals the denial of his motion under 18 U.S.C. Section 3582(c)(2) to modify his sentence based on amendments to the U.S. Sentencing Guidelines for crack-cocaine offenses. (To Be Submitted On Briefs)

13-6048 USA v. Maurice Maxwell**2:11-cr-20224-1**

Western District of Tennessee at Memphis

C. Claxton

S. Anderson

Defendant appeals his conviction following a guilty plea to sex trafficking of children. (To Be Submitted On Briefs)

Friday, June 20, 2014

403 - 4th Floor Courtroom, 8:30 A.M.

Before: **Siler, Clay, Gibbons**

13-4169 FTC v. E.M.A. Nationwide, Inc., et al.

[1:12-cv-02394](#)

Northern District of Ohio at Cleveland

J. Gwin

Defendants appeal the summary judgment for the Federal Trade Commission on its complaint alleging that defenants participated in deceptive acts or practices in connection with the marketing and sale of debt relief and mortgage assistance services. (15 Minutes Per Side)

13-4360 Ronnie Keeton v. Comm. of Social Security

[3:12-cv-00230](#)

Southern District of Ohio at Dayton

W. Rice

Plaintiff appeals the judgment for the Commissioner in this action challenging the denial of his application for Social Security Disability benefits (15 Minutes Per Side)

12-3884 Ronald Phillips, Jr. v. Mark Houk

[5:09-cv-01848](#)

Northern District of Ohio at Akron

B. Pearson

Petitioner appeals the district courts judgment denying his petition for a writ of habeas corpus filed under 28 U.S.C. Section 2254. (15 Minutes Per Side)

13-2671 Scott Lewis v. New York Community Bank, et al.

[2:12-cv-15531](#)

Eastern District of Michigan at Detroit

S. Murphy

Plaintiff appeals the summary judgment for the defendant in this diversity action challenging a residential mortgage foreclosure. (15 Minutes Per Side)

13-5558 USA v. Anthony Gossett

[2:11-cr-20176-1](#)

Western District of Tennessee at Memphis

J. Fowlkes

Defendant appeals his jury conviction and sentence for unlawful transportation of firearms. (To Be Submitted On Briefs)

Friday, June 20, 2014

636 - 6th Floor East Courtroom, 8:00 A.M.

Before: **Boggs, Cole, McKeague****13-2320 W.J. O'Neil Company v. Shepley, Bulfinch, Richardson, et al.**[2:11-cv-12020](#)

Eastern District of Michigan at Detroit

R. Cleland

In this diversity action seeking damages arising from its work as a subcontractor on a hospital construction project, plaintiff appeals the summary judgment for the defendants and the denial of its post-judgment motion for reconsideration. (15 Minutes for Plaintiff; 15 Minutes to be Shared by Defendants)

13-3587 Premium Balloon Accessories v. Creative Balloons Mfg., Inc.[1:10-cv-00979](#)

Northern District of Ohio at Cleveland

B. Pearson

Defendant appeals the judgment for plaintiff on its claim for trade dress infringement and the judgment for plaintiff on defendant's counterclaims for federal and state unfair competition and breach of a settlement agreement in this dispute between competitors in certain areas of the balloon industry, including the area of balloon weights. (15 Minutes Per Side)

13-4049 Premium Balloon Accessories, v. Creative Balloons Mfg., Inc.[1:10-cv-00979](#)

Northern District of Ohio at Cleveland

B. Pearson

13-4130 Premium Balloon Accessories, v. Creative Balloons Mfg., Inc.[1:10-cv-00979](#)

Northern District of Ohio at Cleveland

B. Pearson

Plaintiff appeals the judgment for defendant on plaintiff's claim for actual damages of price erosion; defendant cross-appeals from various prejudgment orders and the award of costs and attorneys fees to plaintiff for defending against the third and fourth counterclaim. (15 Minutes Per Side)

13-3622 Laxman Thapa, et al. v. Eric Holder, Jr.

a099-999-729

Board of Immigration Appeals

Petitioners seek review of a decision of the BIA that denies asylum, withholding of removal, and protection under the Convention Against Torture. (To Be Submitted On Briefs)

13-2103 Benjamin Hescott, et al. v. City of Saginaw[1:10-cv-13713](#)

Eastern District of Michigan at Bay City

C. Binder

T. Ludington

13-2153 Benjamin Hescott, et al. v. City of Saginaw[1:10-cv-13713](#)

Eastern District of Michigan at Bay City

C. Binder

T. Ludington

In this civil rights action challenging the demolition of residential property tried to a jury, plaintiffs appeal the post-judgment order awarding costs to the City under Rule 68 and Section 1988 and the City cross-appeals the denial of attorney fees and additional costs. (To Be Submitted On Briefs)

13-5800 USA v. Jonathan Huguely[5:12-cr-00004-1](#)

Eastern District of Kentucky at Lexington

J. Hood

Defendant appeals the judgment entered following his guilty plea to conspiracy to distribute cocaine base, and possession with intent to distribute cocaine. (To Be Submitted On Briefs)

Friday, June 20, 2014

All Cases on Briefs

Before: **Batchelder, Keith, Stranch**

13-1262 Dameko Vesey v. Greg McQuiggin[2:09-cv-14206](#)

Eastern District of Michigan at Detroit

A. Tarnow

Petitioner appeals a district court order denying his petition for a writ of habeas corpus, filed under 28 U.S.C. Section 2254. (To Be Submitted On Briefs)

13-1273 Dennis Vesey v. Debra Scutt[2:09-cv-14207](#)

Eastern District of Michigan at Detroit

A. Tarnow

Petitioner appeals the district courts judgment denying a petition for a writ of habeas corpus filed under 28 U.S.C. Section 2254. (To Be Submitted On Briefs)

13-4355 J. Lawroski v. Nationwide Mutual Ins. Co., et al.[2:11-cv-01074](#)

Southern District of Ohio at Columbus

E. Sargus

Plaintiff appeals the summary judgment for defendants in this age discrimination case. (To Be Submitted On Briefs)

13-2011 David Marshall, et al. v. City of Farmington Hills, et al.[2:08-cv-13257](#)

Eastern District of Michigan at Detroit

P. Borman

Plaintiffs appeal the dismissal of their civil rights action based on a release-dismissal in a state court action. (To Be Submitted On Briefs)

13-5817 USA v. Clara Rodriguez-Iznaga[0:12-cr-00014-3](#)

Eastern District of Kentucky at Ashland

D. Bunning

Defendant appeals the judgment entered following a jury verdict finding her guilty of conspiracy to unlawfully dispense schedule II controlled substance, and conspiracy to commit money laundering. (To Be Submitted On Briefs)

13-6053 USA v. Mario Evans[2:09-cr-20073-1](#)

Western District of Tennessee at Memphis

S. Mays

Defendant appeals his conviction following a guilty plea to being a felon in possession of a firearm and carjacking. (To Be Submitted On Briefs)